

MAY 2, 2008

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON MAY 2, 2008, IN THE TRUST LANDS ADMINISTRATION OFFICE, 675 EAST 500 SOUTH, SUITE 500, SALT LAKE CITY, UTAH 84102-2818, ON THE MINERAL, SURFACE, DEVELOPMENT, AND FEE WAIVER BUSINESS MATTERS AS INDICATED AND WHICH BECOME EFFECTIVE AT 5:00 P.M. ON MAY 2, 2008.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGE 1 TO 4; SURFACE ACTIONS AS LISTED ON PAGES 5 TO 19; DEVELOPMENT ACTIONS AS LISTED ON PAGES 20 TO 21; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 22.

THESE MINUTES ARE DEEMED THE FINAL AGENCY ACTION CONCERNING THESE MATTERS AND ARE SUBJECT TO REVIEW AND/OR ADJUDICATION PURSUANT TO R850-8 OF THE AGENCY'S RULES. ANY APPEAL OF MATTERS CONTAINED WITHIN THESE MINUTES MUST BE IN WRITING, PURSUANT TO R850-8-1000, AND MUST BE RECEIVED BY THE OFFICE OF THE DIRECTOR BY 5:00 P.M. ON FRIDAY, MAY 16, 2008. APPEALS NOT FILED BY THAT TIME WILL BE CONSIDERED UNACCEPTABLE AND THE MATTERS WILL BE UNAPPEALABLE.



KEVIN S. CARTER, DIRECTOR
SCHOOL AND INSTITUTIONAL
TRUST LANDS ADMINISTRATION



LESLIE M. WARNER, RECORDS OFFICER

ARCHIVES APPROVAL NO. 7990209

MINERAL ACTIONS

MATERIAL PERMIT NO. 277 SAND AND GRAVEL (EXPIRATION)

The above-referenced Material Permit was issued to Peck Rock and Products, 1512 North 1300 East, Lehi, UT 84032.

AFFECTED LANDS:

Township 6 South, Range 1 West, SLB&M.

Section 3: Metes and Bounds

COUNTY: Utah

ACRES: 11.48±

FUND: SCH

The above-referenced Material Permit expired March 30, 2008, and should be shown as expired on all Trust Lands Administration records.

This item submitted by Mr. Tom Faddies for record-keeping purposes only.

MATERIAL PERMIT NO. 385 SAND AND GRAVEL (EXPIRATION)

The above-referenced Material Permit was issued to Bill Barrett Corporation, 1099 18th Street, Suite 2300, Denver, CO 80202.

AFFECTED LANDS:

Township 13 South, Range 15 East, SLB&M.

Section 2: All

COUNTY: Carbon

ACRES: 313.52±

FUND: SCH

The above-referenced Material Permit expired April 30, 2008, and should be shown as expired on all Trust Lands Administration records.

This item submitted by Mr. Tom Faddies for record-keeping purposes only.

MATERIAL PERMIT NO. 386 SAND AND GRAVEL (EXPIRATION)

The above-referenced Material Permit was issued to Bill Barrett Corporation, 1099 18th Street, Suite 2300, Denver, CO 80202.

AFFECTED LANDS:

Township 13 South, Range 16 East, SLB&M.

Section 2: All

COUNTY: Carbon

ACRES: 319.00±

FUND: SCH

The above-referenced Material Permit expired April 30, 2008, and should be shown as expired on all Trust Lands Administration records.

This item submitted by Mr. Tom Faddies for record-keeping purposes only.

TOTAL ASSIGNMENTS – METALLIFEROUS MINEALS LEASES

Upon recommendation of Mr. Stokes, the Director approved the assignment of the leases listed below to South American Minerals, Inc., 76 Beaver Street, 14th Floor, New York, NY 10005, by Morgan Gas & Oil Company and Morgan Limited Partnership; 2% overriding royalty reserved by Morgan Gas & Oil Company. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:***RECORD TITLE:***

***MORGAN GAS AND OIL COMPANY – 50%,
MORGAN LIMITED PARTNERSHIP – 50%***

OWNERSHIP AFTER ASSIGNMENT:***RECORD TITLE:***

SOUTH AMERICAN MINERALS, INC. - 100%

....***ML 50065*** (SCH)....***ML 50066*** (SCH)....***ML 50067*** (SCH)....***ML 50068*** (SCH)....***ML 50069*** (SCH)....
....***ML 50070*** (SCH)....***ML 50074*** (SCH)....***ML 50075*** (UNIV)....***ML 50076*** (UNIV)....***ML 50077*** (UNIV)....
....***ML 50078*** (UNIV: 1920.00; SCH: 520.00)....

TOTAL ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to Vantage Energy Uinta LLC, 116 Inverness Drive East, Suite 107, Englewood, CO 80112, by Gary Butler. No override.

OWNERSHIP BEFORE ASSIGNMENT:***RECORD TITLE:***

GARY BUTLER - 100%

OWNERSHIP AFTER ASSIGNMENT:***RECORD TITLE:***

VANTAGE ENERGY UINTA LLC - 100%

....***ML 51210*** (SCH)....***ML 51211*** (MH)....

TOTAL ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES (CONTINUED)

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to EOG Resources, Inc., 600 17th Street, Suite 100N, Denver, CO 80202, by Turner Petroleum Land Services, Inc. No override.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

***TURNER PETROLEUM LAND SERVICES,
INC. – 100%***

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

EOG RESOURCES, INC. - 100%

...***ML 50611*** (SCH: 1835.84; MH: 69.06)...***ML 50612*** (SCH)...***ML 50613*** (SCH: 400.00; MH: 188.31)....

...***ML 50614*** (SCH)...***ML 50617*** (SCH: 854.13; MH: 27.29)....

...***ML 50618*** (SCH: 680.00; MH: 530.00; RES: 120.00)...***ML 50619*** (SCH: 400.00; RES: 80.00)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of the leases listed below to Vantage Energy Uintah LLC, 116 Inverness Drive East, Suite 107, Englewood, CO 80112, by EOG Resources, Inc. No override.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

EOG RESOURCES, INC. – 100%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

VANTAGE ENERGY UINTAH LLC – 100%

...ML 48384 (SCH)...ML 48504 (SCH)...ML 48657 (SCH)...ML 48658 (SCH)....

INTEREST ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 25% interest in and to the leases listed below to Fidelity Exploration & Production Company, 1700 Lincoln Street, Suite 2800, Denver, CO 80203, by Rampart Energy Fund LLC. No override, but subject to previous overrides as reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

***FIDELITY EXPLORATION & PRODUCTION
COMPANY – 75%,
RAMPART ENERGY FUND LLC – 25%***

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

***FIDELITY EXPLORATION & PRODUCTION
COMPANY - 100%***

...ML 40385 (SCH)...ML 40580 (SCH)...ML 43326 (SCH)...ML 43565 (SCH)...ML 43685 (SCH)....

...ML 44336 (SCH)...ML 48008 (SCH)...ML 48048 (SCH)...ML 48763 (SCH)....

OPERATING RIGHTS ASSIGNMENTS – OIL, GAS, AND HYDROCARBON LEASES

Upon recommendation of Ms. Garrison, the Director approved the assignment of 25% interest in operating rights in and to the leases listed below to Fidelity Exploration & Production Company, 1700 Lincoln Street, Suite 2800, Denver, CO 80203, by Rampart Energy Fund LLC. No override, but subject to previous overrides as reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

FIDELITY EXPLORATION & PRODUCTION
COMPANY – 100%

OPERATING RIGHTS:

FIDELITY EXPLORATION & PRODUCTION
COMPANY – 75%,
RAMPART ENERGY FUND LLC – 25%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

FIDELITY EXPLORATION & PRODUCTION
COMPANY - 100%

OPERATING RIGHTS:

***FIDELITY EXPLORATION & PRODUCTION
COMPANY – 100%***

....ML 40385 (SCH)....ML 40580 (SCH).... ML 43326 (SCH)....ML 43565 (SCH)....ML 43685 (SCH)....
....ML 44336 (SCH)....ML 48008 (SCH)....ML 48048 (SCH).....ML 48763 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 25% interest in operating rights in and to the leases listed below to Fidelity Exploration & Production Company, 1700 Lincoln Street, Suite 2800, Denver, CO 80203, by Rampart Energy Fund LLC. No override, but subject to previous overrides as reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

RAMPART ENERGY FUND LLC – 100%

OPERATING RIGHTS:

FIDELITY EXPLORATION & PRODUCTION
COMPANY – 75%,
RAMPART ENERGY FUND LLC – 25%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

RAMPART ENERGY FUND LLC – 100%

OPERATING RIGHTS:

***FIDELITY EXPLORATION & PRODUCTION
COMPANY – 100%***

....ML 40761 (SCH).... ML 44333 (SCH)....

Upon recommendation of Ms. Garrison, the Director approved the assignment of 25% interest in operating rights from surface to top of the Mississippian Formation in and to the lease listed below to Fidelity Exploration & Production Company, 1700 Lincoln Street, Suite 2800, Denver, CO 80203, by Rampart Energy Fund LLC. No override, but subject to previous overrides as reserved. Effective June 1, 2004, the Trust Lands Administration assumes no responsibility in reviewing, collecting, or distributing overriding royalty.

OWNERSHIP BEFORE ASSIGNMENT:

RECORD TITLE:

QUESTAR EXPLORATION AND PRODUCTION
COMPANY – 100%

***OPERATING RIGHTS: SURFACE TO TOP OF THE
MISSISSIPPIAN FORMATION***

FIDELITY EXPLORATION & PRODUCTION
COMPANY – 75%,
RAMPART ENERGY FUND LLC – 25%

OWNERSHIP AFTER ASSIGNMENT:

RECORD TITLE:

QUESTAR EXPLORATION AND PRODUCTION
COMPANY – 100%

***OPERATING RIGHTS: SURFACE TO TOP OF THE
MISSISSIPPIAN FORMATION***

***FIDELITY EXPLORATION & PRODUCTION
COMPANY – 100%***

...ML 40571 (SCH)....

S U R F A C E A C T I O N S

GRAZING PERMITS

GRAZING PERMIT NO. 23-08 (APPROVAL)

Dwayne Holmes
4753 South 500 East
Vernal, UT 84078-9362

486.24 Acres	14 AUMs	School Fund	Uintah County
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First Year's rental: \$18.90
Application fee: \$50.00

The term of this permit begins July 1, 2008, and expires June 30, 2018. Season of use is April 2 through May 11 and November 10 through November 25 (odd years); and November 4 through December 5 (even years) for sheep. The Allotment name is Holmes-Palmer. The permit is for 10 years and was included in the Utah Schools and Lands Exchange Act of 1998 and continues to be billed at the BLM rental amount.

Upon recommendation of Mr. Scott Chamberlain, the Director approved Grazing Permit No. 23-08.

GRAZING PERMIT NO. 20563 – (AMENDMENT - ADDITION OF ACREAGE AND AUMS)

Hunt Creek, LLC., Attn: Becky Radcliffe, 3820 State Street, Santa Barbara, CA 93107, has requested the addition of the following acreage to the above referenced grazing permit:

<u>T34S, R3W, SLB&M</u>		
Sec. 36: NE4, N2SE4, SW4SE4	280.00 Acres	17.5 AUMs
<u>T35S, R3W, SLB&M</u>		
Sec. 32: All (Less 51.61 Ac. within airport)	588.39 Acres	37.0 AUMs
<u>T36S, R3W, SLB&M</u>		
Sec. 5: Lots 1-4, SW4NE4, S2NW4, N2SW4 (less runway)	288.00 Acres	18.0 AUMs
Sec. 6: N2SW4, SW4NW4, N2NW4	200.00 Acres	12.5 AUMs
<u>T36S, R4W, SLB&M</u>		
Sec. 1: Lots 3-4, S2NW4, S2S2NE4, NE4SE4 (less 6.67 ac.)	311.92 Acres	22.0 AUMs

GP 20563 will now contain 13,184.26 acres and 746 AUMs. The \$50.00 amendment fee has been paid. The first year's grazing and weed fee for the additional 107 AUMs will be billed with the 2008-2009 billing. Garfield County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the addition of acreage and AUMs for GP 20563.

GRAZING PERMIT GP 20937 (ASSIGNMENT)

La Ree Hammond, P. O. Box 300535, Fayette, UT 84630, has requested Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Loni Hammond, P. O. Box 120, Gunnison, UT 84634. The assignment fee in the amount of \$30.00 has been submitted. Sanpete County. School Fund.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the assignment of GP 20937.

GRAZING PERMIT NO. 22778-00 (NON-USE)

Wesley and Sarah Atkin, Atkin Revocable Trust, 365 W. 450 N., Ivins, UT 84738, has requested 100% non-use, due to fire and fire rehabilitation on the Beaver Dam Slope, on grazing permit GP 22778-00. The BLM is requiring that this area be rested from grazing for two or more growing seasons. The 2008-2009 grazing bill should be adjusted to show this non-use. The permittee has submitted the \$20.00 non-use fee and \$1.00 for the weed fee. Washington County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the non-use for GP 22778-00.

GRAZING PERMIT NO. 23190 (PARTIAL NON-USE)

Paria Valley Livestock, LLC, c/o Charles Hepworth, P.O. Box 1167, Page, AZ 86040, has requested 50% non-use (57 AUM's), due to lack of forage, on grazing permit GP 23190 during the 2007 - 2008 grazing season. This grazing permit is located on the Big Water Block. Trust Land's staff has verified this lack of forage. The permittee would like a credit for 57 AUMs (\$196.65) on his 2008 - 2009 billing. The \$20.00 non-use fee has been paid. Kane County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the partial non-use for GP 23190.

GRAZING PERMIT NO. 23250 (PARTIAL NON-USE)

Wintch & Company Limited, c/o John Wintch, 466 South Main St., Manti, UT 84642, has requested 65% non-use (592 AUMs), due to a rangeland seeding project completed during the fall of 2006 in cooperation with the Utah Partners for Conservation and Development. Only 325 AUMs will be used during the 2008 - 2009 grazing season. This grazing permit is located on the Milford Block with no BLM management involved. Trust Land's Staff is requiring that the 1,800 acre seeding be rested until June, 2009. The permittee has paid the \$91.70 weed fee (917 AUMs X \$0.10/AUM), \$1,235.00 grazing fee (325 AUMs X \$3.80/AUM), and the \$20.00 non-use fee. Beaver County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the partial non-use for GP 23250.

RIGHTS OF ENTRY**RIGHT OF ENTRY NO. 5160 (APPROVAL)**

On April 22, 2008, the School and Institutional Trust Lands Administration received an application from National Outdoor Leadership School, 502 Lincoln Street, Lander, WY 82520, to occupy the following described trust land located within San Juan and Wayne Counties to conduct commercial wilderness education training for a one-year term:

T38S, R19E, SLB&M

Sec's 32, 36: Within

T39S, R19E, SLB&M

Sec's 2, 16, 32, 36: Within

T39S, R20E, SLB&M

Sec's 2, 16, 32: Within

T35S, R16E, SLB&M

Sec. 36: Within

T36S, R17E, SLB&M

Sec. 32: Within

T35S, R15E, SLB&M

Sec. 16: Within

T32S, R19E, SLB&M

Sec's 2, 16: Within

T32S, R18E, SLB&M

Sec. 36: Within

T33S, R18E, SLB&M

Sec's 2, 16: Within

T31S, R21E, SLB&M

Sec. 36: Within

T33S, R20E, SLB&M

Sec. 2: Within

T28S, R13E, SLB&M

Sec's 32, 36: Within

T29S, R13E, SLB&M

Sec. 16: Within

T30S, R13E, SLB&M

Sec's 32, 36: Within

RIGHT OF ENTRY NO. 5160 (APPROVAL) (CONTINUED)T30S, R12E, SLB&M

Sec. 36: Within

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. San Juan and Wayne Counties. School Fund. Beginning date: April 1, 2008. Expiration date: March 31, 2009.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5160 for a one-year term.

RIGHT OF ENTRY NO. 5161 (APPROVAL)

On April 23, 2008, the School and Institutional Trust Lands Administration received an application from Elite Motorcycle Tours, Inc., 1310 Murphy Lane, Moab, UT 84532, to occupy all trust land located within the State of Utah, except for those lands subject to existing leases or permits that grant access control, and those lands that have been withdrawn or may be withdrawn by order of the Director, to conduct commercial motorcycle tours for a one-year term.

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. Beginning date: April 1, 2008. Expiration date: March 31, 2009. Davis County. Funding: School = 96.66%, USU = 0.83%, Deaf = 0.16%, Blind = 0.01%, MH = 0.18%, NS = 0.16%, PB = <0.01%, SYDC = <0.01%, RES = 1.26%, SM = 0.21%, UNIV = 0.51%.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5161 for a one-year term.

RIGHT OF ENTRY NO. 5164 (APPROVAL)

On April 24, 2008, the School and Institutional Trust Lands Administration received an application from Frehner Construction, 1454 N. Hillfield Road, Layton, UT 84041, to occupy the following described trust land located within San Juan County for stockpiling of sand and gravel for a one-year term:

T28S, R24E, SLB&M

Sec. 32: E½NE¼NE¼ (Within)

This right of entry replaces ROE 4993, which expired January 31, 2008. When the original application was submitted, an archaeological survey was conducted and no sites were found in this area.

The fee for this right of entry is \$400.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$500.00. San Juan County. School Fund. Beginning date: May 1, 2008. Expiration date: April 30, 2009.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5164 for a one-year term.

RIGHT OF ENTRY NO. 5165

On April 24, 2008, Ms. Jeanine Kleinke, Trust Lands Technician, pursuant to R850-41-200, in accordance with direction and delegation of authority, approved the request of Westside Studio, 8 Idyllwood Cres., Toronto, Ontario, M6P 3G8, to occupy the following described trust land located within San Juan County for commercial photography:

T26S, R20E, SLB&M

Sec. 34: Within

T27S, R20E, SLB&M

Sec. 16: Within

The fee for this right of entry is \$600.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$700.00. San Juan County. School Fund. Expiration date: April 29, 2008.

This item was submitted by Ms. Jeanine Kleinke for record-keeping purposes.

RIGHT OF ENTRY NO. 5167 (APPROVAL)

On April 25, 2008, the School and Institutional Trust Lands Administration received an application from Coyote Land Tours, 731 Mulberry Lane, Moab, UT 84532, to occupy all trust land located within the State of Utah, except for those lands subject to existing leases or permits which grant access control, and those lands that have been withdrawn or may be withdrawn by order of the Director, to conduct commercial tours for a one-year term.

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. Beginning date: May 1, 2008. Expiration date: April 30, 2009. Davis County. Funding: School = 96.66%, USU = 0.83%, Deaf = 0.16%, Blind = 0.01%, MH = 0.18%, NS = 0.16%, PB = < 0.01%, SYDC = < 0.01%, RES = 1.26%, SM = 0.21%, UNIV = 0.51%.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5167 for a one-year term.

RIGHT OF ENTRY NO. 5168 (APPROVAL)

On April 28, 2008, the School and Institutional Trust Lands Administration received an application from Tag-A-Long Tours and Travel, 452 North Main Street, Moab, UT 84532, to occupy all trust land located within the State of Utah, except for those lands subject to existing leases or permits that grant access, and those lands that have been withdrawn or may be withdrawn by order of the Director, to conduct commercial tours for a one-year term.

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. Beginning date: May 1, 2008. Expiration date: April 30, 2009. Davis County. Funding: School = 96.66%, USU = 0.83%, Deaf = 0.16%, Blind = 0.01%, MH = 0.18%, NS = 0.16%, PB = < 0.01%, SYDC = < 0.01%, RES = 1.26%, SM = 0.21%, UNIV = 0.51%.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5168 for a one-year term.

RIGHT OF ENTRY NO. 5169 (APPROVAL)

On April 28, 2008, the School and Institutional Trust Lands Administration received an application from 4-Wheeling America, P.O. Box 430, Fruita, CO 81521, to occupy the following described trust land located within Grand and San Juan Counties to conduct commercial land tours for a one-year term:

T21S, R16E, SLB&M

Sec. 36: Within

T22S, R16E, SLB&M

Sec. 2: Within

T22S, R17E, SLB&M

Sec. 32: Within

T22S, R19E, SLB&M

Sec's 15, 22, 23, 24: Within

T22S, R20E, SLB&M

Sec. 36: Within

T22S, R21E, SLB&M

Sec. 32: Within

T22S, R22E, SLB&M

Sec. 2: Within

T23S, R17E, SLB&M

Sec. 2: Within

T23S, R20E, SLB&M

Sec's 33, 34: Within

T23S, R22E, SLB&M

Sec. 36: Within

T23S, R23E, SLB&M

Sec's 16, 32: Within

T23S, R24E, SLB&M

Sec. 36: Within

T24S, R18E, SLB&M

Sec's 32, 36: Within

T24S, R19E, SLB&M

Sec's 16, 32: Within

T24S, R20E, SLB&M

Sec's 2, 13, 14, 27: Within

RIGHT OF ENTRY NO. 5169 (APPROVAL) (CONTINUED)

T24S, R24E, SLB&M

Sec. 2: Within

T24S, R25E, SLB&M

Sec. 16: Within

T25S, R18E, SLB&M

Sec's 16, 36: Within

T25S, R19E, SLB&M

Sec's 32, 36: Within

T25S, R20E, SLB&M

Sec's 2, 16, 32, 36: Within

T25S, R22E, SLB&M

Sec's 32, 36: Within

T25S, R23E, SLB&M

Sec. 32: Within

T26S, R18E, SLB&M

Sec. 2: Within

T26S, R19E, SLB&M

Sec. 2: Within

T26S, R21E, SLB&M

Sec's 16, 33: Within

T26S, R23E, SLB&M

Sec. 32: Within

T27S, R23E, SLB&M

Sec's 7, 8: Within

T27S, R22E, SLB&M

Sec's 1, 2, 16, 35: Within

T39S, R11E, SLB&M

Sec. 36: Within

T40S, R11E, SLB&M

Sec. 2: Within

RIGHT OF ENTRY NO. 5169 (APPROVAL) (CONTINUED)

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. Grand and San Juan Counties. School and USU Funds. Beginning date: May 1, 2008. Expiration date: April 30, 2009.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5169 for a one-year term.

RIGHT OF ENTRY NO. 5170 (APPROVAL)

On April 29, 2008, the School and Institutional Trust Lands Administration received an application from Matt Moore, dba Desert Highlights, P.O. Box 1342, Moab, UT 84532, to occupy the following described trust land located within Grand and San Juan Counties to conduct commercial hiking and canyoneering trips for a one-year term:

T20S, R26E, SLB&M

Sec. 32: Within

T23S, R25E, SLB&M

Sec. 32: Within

T25S, R21E, SLB&M

Sec. 32: Within

T25S, R22E, SLB&M

Sec. 32: Within

T26S, R20E, SLB&M

Sec. 16: Within

T26S, R21E, SLB&M

Sec. 16: Within

T35S, R17E, SLB&M

Sec. 32: Within

T36S, R16E, SLB&M

Sec. 32: Within

The fee for this right of entry is \$200.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$300.00. The permittee shall also pay to the Trust Lands Administration the sum of 3% of gross receipts, based on number of clients, number of client days, and percentage of time spent on trust land, within 30 days of permit expiration date. Beginning date: April 1, 2008. Expiration date: March 31, 2009.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5170 for a one-year term.

SPECIAL USE LEASE AGREEMENTS**SPECIAL USE LEASE AGREEMENT 1403 (FIVE-YEAR REVIEW)**

SULA 1403 is a telecommunications special use lease agreement, issued to Utah Communications Agency Network (UCAN), 5360 S. Ridge Village Drive, Salt Lake City, Utah 84118.

1. **ANNUAL BASE RENTAL:**

The five-year lease rental review date for this telecommunication lease is July 1, 2008. The subject property is used for the purpose of a communication site for the lessee's public safety radio system communication facility on the Tabby Mountain site. The lease agreement provides for periodic increases in the annual base rental amount. To determine an updated fair market value, an evaluation of comparable leases for the same purpose and type of area was conducted. Pursuant to the results of that review, it was originally recommended that the annual base rental be increased, based on a comparison of market value rentals for the same type of purpose and same type of population area; however, staff learned that the site is not actively being used, but still being maintained in an idle status in hopes that the site will be used in the future as part of its 800 Mhz system. When the applicant acquired the site from the previous user, the Trust Lands Administration charged a rental that was considered a holding type of rental until the site is actively being used. Therefore, the only increase recommended at this review is the application of the consumer price index inflationary adjustment. It is recommended that the annual base rental be increased from \$1,800.00 per year to \$ 2,086.00 per year, effective July 1, 2008. A certified notice was sent to the lessee. The lessee contacted the Trust Lands Administration and challenged the original proposed market comparable increase amount, and requested a meeting with us to discuss the proposed fair market value rental for the lease. After some evaluation, both parties concluded that \$2,086.00 was an acceptable fair market value annual rental for the site at this time, and that this amount would be proposed for approval by the Director.

Subleasing: There is no subleasing on the site at the present time. The lease agreement contains provisions for future subleasing.

Preliminary Estimate of Land Value: \$2,000.00 (based on \$4,000.00 per acre)

New Annual Base Rental Amount: \$2,086.00

Acres in Lease: 0.50

Rental Amount / Acre: \$4,172.00

The existing communication lease site is considered the highest and best use of a small parcel of this type of land. The difference in the fair market value of the subject parcel and the surrounding lands valued as raw lands vs. the highest and best use return as a communication site is significant.

2. **MISCELLANEOUS INFORMATION:**

Lease type: Telecommunications

Fund: Normal School

County: Duchesne

Based upon available information, the lessee is registered with the State as a "DBA". It is a Quasi-State Government Agency in good standing or authorized to conduct business in the State of Utah.

3. **DUE DILIGENCE AND PROPER USE:**

The development allowed by the lease has occurred. It is recommended that the lease be kept in force. The leased premises are being used in accordance with the lease agreement.

SPECIAL USE LEASE AGREEMENT 1403 (FIVE-YEAR REVIEW) (CONTINUED)

4. **ADEQUATE INSURANCE AND BOND COVERAGE:**
The lease agreement provides for a bond and insurance. The lessee is a Quasi-State Agency covered by the State of Utah Risk Management.
5. **ESTABLISHMENT OF WATER RIGHTS:**
There are no water rights associated with this lease.
6. **POLLUTION AND SANITATION REGULATIONS:**
The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.
7. **NEXT REVIEW DATE:**
The next review date will be on July 1, 2013.

Upon recommendation of Mr. Gary Bagley, the Director approved the five-year review for SULA 1403.

SPECIAL USE LEASE AGREEMENT NO. 1437 (LEASE-BASED REVIEW)

SULA No. 1437 is an agricultural special use lease agreement, the lessee being Green River Farms, LLC, P.O. Box 404, Green River, Utah 84525.

1. **ANNUAL BASE RENTAL:**
The initial three-year rental review date for this agricultural lease is June 1, 2008. Pursuant to Paragraph 5 of the agreement, which paragraph provides for the time and amount of rental increases, the annual base rental should be increased from \$1.00 per acre per year to \$8.00 per irrigable acre per year, with non-irrigable acres remaining at \$1.00 per acre per year. However, Paragraph 5 of the agreement also provides that if events outside of the lessee's control prevent the development of facilities to irrigate the subject property, the rental rate for the portion of the subject property not irrigated will remain at \$1.00 per acre for up to 3 additional years. The Agency has received notification from the lessee that, due to difficulties in bringing power to the subject property, irrigation facilities have not yet been constructed. A certified notice was sent informing the lessee of this action. No response was received.

New Annual Base Rental Amount / Acre: \$1.00

Acres in Lease: 2,461.42

Farmable acres: N/A

Unfarmable acres: N/A

Farmable acreage rental: N/A

Unfarmable acreage rental: N/A

Total new rental: \$2,461.42

2. **MISCELLANEOUS INFORMATION:**
Utah State University: 160 acres; 6.5% of the total.
Miner's Hospital: 160 acres; 6.5% of the total.
Reservoirs: 80 acres; 3.25% of the total.
Schools: 2,061.42 acres; 83.75% of the total.
.
Counties: Grand & Emery

SPECIAL USE LEASE AGREEMENT NO. 1437 (LEASE-BASED REVIEW) (CONTINUED)

3. DUE DILIGENCE AND PROPER USE:
The development allowed by the lease has not yet occurred. However, based on the agreement, the lessee has up to three more years to prove due diligence. It is recommended that the lease be kept in force.
4. ADEQUATE INSURANCE AND BOND COVERAGE:
The lessee has been requested to provide proof of insurance. A bond is not currently required.
5. ESTABLISHMENT OF WATER RIGHTS:
The lessee is required to put Water Right No. a31738 to beneficial use. This should be accomplished within the next year.
6. POLLUTION AND SANITATION REGULATIONS:
The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.
7. NEXT REVIEW DATE:
The next review date will be on June 1, 2009.

Upon recommendation of Mr. Richard Wilcox, the Director approved the lease-based review for SULA No. 1437.

SALES

PRE SALE NO. 8413 – HUNTINGTON LAWRENCE PARCEL

Pursuant to R850-80-300-(2), it has been determined that disposal of the following property is timely and in the best interest of the trust land beneficiary:

Township 17 South, Range 9 East, SLB&M
Section 32: SW¹/₄NW¹/₄, SW¹/₄SE¹/₄NW¹/₄, S¹/₂N¹/₂SE¹/₄NW¹/₄

COUNTY: Emery FUND: School ACRES: 60 m/l

REASONS FOR DISPOSAL: This property is near the towns of Lawrence and Huntington. The current highest and best use for this property is agricultural type uses and the highest and best use is unlikely to change in the near or mid-future due to the rural nature of Emery County. The sale of this parcel will enable the Trust Lands Administration to benefit from a nominal-income producing property and to allow the proceeds to be invested at more favorable returns over time. The sale of this property will also allow for the disposal of an uneconomical remnant parcel.

COMPLIANCE WITH PLANNING AND CULTURAL RESOURCE OBLIGATIONS: Pursuant to R850-80-15, the proposal to dispose of this parcel was reviewed by the Resource Development Coordinating Committee ("RDCC"). RDCC responded by indicating they had reviewed the proposal to dispose of the property and had no comments at this time.

The property has been surveyed for cultural resources. No sites were identified; therefore no cultural resources will be affected.

PRE SALE NO. 8413 – HUNTINGTON LAWRENCE PARCEL (CONTINUED)

COMPLIANCE WITH PERFECTING OF TEMPORARY EASEMENT NOTIFICATION: Public notices were posted, published, and given to the County Commission. The same notices were also given to the North Emery County Water Users Association and the Huntington Cleveland Irrigation Company. Neither the County nor the water companies responded to the easement notification.

SALE INSTRUCTIONS: Pursuant to R850-80-550(1), this land shall be offered for public sale following the procedures outlined in R850-80-600.

Upon recommendation of Mr. Bryan Torgerson, the Director approved the sale of the above property at public auction.

PRE SALE NO. 8420 – PHOTOGRAPH GAP - PARCEL B (APPROVAL FOR SALE AT AUCTION)

Pursuant to R850-80-300(2), it has been determined that disposal of the following property is timely and in the best interests of the trust land beneficiary:

Township 31 South, Range 23 East, SLB&M
Section 34: NW¹/₄SW¹/₄

COUNTY: San Juan FUND: School ACRES: 40 m/l

REASON FOR DISPOSAL: This parcel of land is bordered by private land and has no access to it. It is currently producing minimal revenue from grazing. Lately, there has been an active market for land in this area as indicated by previous Trust Lands Administration sales and some private land sales. It is anticipated that exposure to the market and the auction process will further increase the interest and selling price and return greater revenue to the Trust than the present use of grazing. The property has limited potential for other surface revenue generation and this appears to be a good opportunity to capitalize on the current market interest by offering this land for sale.

DEVELOPMENT/ENTITLEMENT EVALUATION: The current zoning for this parcel in San Juan County allows for one house per one acre and this is the minimum lot size required for all dwellings utilizing wells and/or septic systems. Obtaining additional entitlements for the property would require developing water and sewer infrastructure and because this is a very remote piece of land, the market is primarily driven by agriculture or recreational consumers. Therefore, any water and sewer infrastructure or additional entitlements isn't likely to change the current highest and best use of the property. The cost to secure legal access likely wouldn't warrant the time or expense to do so, mainly because it is anticipated that the property will capture a selling price as though it had access.

COMPLIANCE WITH PLANNING AND CULTURAL RESOURCE OBLIGATIONS: Pursuant to R850-80-150, the proposal to dispose of this parcel was reviewed by the Resource Development Coordinating Committee ("RDCC"), which responded that it had received only one favorable comment from the Local Association of Governments. This parcel was surveyed to determine the presence of sites eligible for inclusion on the National Register of Historic Places. No sites were found.

PERFECTION OF EASEMENTS: Pursuant to R850-80-250, the Agency undertook the notification process set forth in rule to evaluate whether any temporary easement or right-of-way exists on the property. Required certified notice was mailed to the Attorney General and executive body of the county in which the subject property is located. Publication of the notice was also completed as required by rule. San Juan County responded that there were no County-claimed roads through the subject property.

PRE SALE NO. 8420 – PHOTOGRAPH GAP - PARCEL B (APPROVAL FOR SALE AT AUCTION)
(CONTINUED)

SALE INSTRUCTION: Pursuant to R850-80-550(1), this land shall be offered for public sale following the procedures outlined in R850-80-600.

Upon recommendation of Mr. Bryan Torgerson, the Director approved the above parcel for sale at public auction.

PRE SALE NO. 8419 – PELICAN LAKE (APPROVAL FOR SALE AT AUCTION)

Pursuant to R850-80-300(2), it has been determined that disposal of the following property is timely and in the best interest of the trust land beneficiary:

Township 7 South, Range 20 East, SLB&M
Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

COUNTY: Uintah

FUND: SCHOOL

ACRES: 240.00

REASON FOR DISPOSAL: This parcel of land is bordered by private and federal land and is currently producing no revenue. This parcel was sold at auction in 2001 and later forfeited to the State for failure to make the annual payment. There has been interest expressed in this land and it is anticipated that exposure to the market and the auction process will further increase the interest and selling price and return greater revenue to the Trust than the present use. The property has limited potential for other surface revenue generation and this appears to be a good opportunity to capitalize on the interest expressed and offer this land for sale.

DEVELOPMENT/ENTITLEMENT EVALUATION: The current zoning for this parcel in Uintah County is A-1 (agricultural), which allows for a minimum building site for a single-family dwelling of 16,000 square feet. The private land market in the area has parcels ranging in size from 40 to 277.24 acres. Further development and entitlement work was evaluated for this land which indicated that further investment in time and money for infrastructure development including water, roads, and utilities would not be justified based on the value increase or risk incurred. Offering this parcel as one large parcel will maximize the value and minimize the risk of development.

COMPLIANCE WITH PLANNING AND CULTURAL RESOURCE OBLIGATIONS: Pursuant to R850-80-150, the proposal to dispose of this parcel was reviewed by the Resource Development Coordinating Committee ("RDCC"), which responded that it had received comments from the Utah Geological Survey, Division of Wildlife Resources and the Division of State History. The Utah Geological Survey ("UGS") indicated that *"UGS Map 110 (1988) indicates shallow ground water (10 or less feet deep) may be present below the site. A local flooding hazard associated with the small drainages that cross the site may be present. The UGS recommends that the State disclose to prospective buyers the potential hazard so it can be addressed in subsequent studies appropriate for the intended use of the land."* The Division of Wildlife Resources indicated that *"this property is located within high value year-long pronghorn antelope habitat, and effects of future activities on pronghorn antelope should be considered prior to sale of this property."*

Comments received from the Utah Geological Survey have been reviewed by the Trust Lands Administration staff and the potential hazards will be disclosed to all potential buyers. As stated above, the Division of Wildlife Resources indicated that this property is located in a high value year-long pronghorn antelope habitat and the effects of future activities on pronghorn antelope should be considered. Trust Lands Administration staff has evaluated this concern and has respectfully determined that it is in the best interest of the trust beneficiaries to proceed with this land sale through the public auction process. Although Trust Lands Administration has no control over the future use of this property once it is privatized, it is anticipated that this property will remain in its current land use for many years to come, and such habitat will not be jeopardized significantly.

PRE SALE NO. 8419 – PELICAN LAKE (APPROVAL FOR SALE AT AUCTION) (CONTINUED)

A cultural resource survey was conducted by P-III Associates (U-01-PD-0099s) with 5 eligible sites located. Restrictive covenants will be placed on this parcel to protect the archeological sites. These comments will be disclosed to all potential buyers.

PERFECTION OF EASEMENTS: Pursuant to R850-80-250, the Agency undertook the notification process set forth in the rule to evaluate whether any temporary easement or right-of-way exists on the property. Required certified notice was mailed to the Attorney General and executive body of the county in which the subject property is located. Publication of the notice was also completed as required by rule. Uintah County responded that it was not in the best interest of Uintah County to keep roads open through this parcel.

SALE INSTRUCTION: Pursuant to R850-80-550(1), this land shall be offered for public sale following the procedures outlined in R850-80-600.

Upon recommendation of Mr. Kurt Higgins, the Director approved the above parcel for sale at public auction.

ISSUANCE OF PATENTS

Patents have been issued for the following paid certificates of sale. Records should be noted.

PRE SALE NO.: 8297

CERTIFICATE OF SALE NO.: 26430

SALE DATE: July 1, 2007

PATENT NO.: 20084

PATENT DATE: October 16, 2007

This was a private sale reported in the Director's Minutes of April 20, 2007, on pages 18 and 19.

ISSUED TO:

Richfield City Corporation
75 East Center
Richfield, UT 84701

LEGAL DESCRIPTION:

Township 23 South, Range 2 West, SLB&M
Section 7:

Beginning at the east quarter corner of Section 7, T23S, R2W, SLB&M, thence S 0°16'03" W along the east line of said Section 7, 259.18 feet, to a point on the west right of way line of Interstate 70, thence S 41°01'56" W along said west right of way line 846.11 feet, thence N 64°24'52" W 697.07 feet, thence N 57°10'16" W 91.17 feet, thence N 46°30'33" W 57.31 feet, thence N 39°34'49" W 261.37 feet, thence N 47°18'54" W 129.96 feet, thence N 59°23'55" W 361.68 feet to a point on the quarter section line, thence N 88°58'00" E along said quarter section line 1877.26 feet, to the point of beginning.

ACRES: 21.967, m/l

COUNTY: Sevier

FUND: School

ISSUANCE OF PATENTS (CONTINUED)PRE SALE NO.: 8135CERTIFICATE OF SALE NO.: 26194SALE DATE: December 1, 2004PATENT NO.: 20093PATENT DATE: December 11, 2007EASEMENT PRE-DESIGNATION NO.: 647

ISSUED TO:

Archview Partners, LLC

P.O. Box 938

Moab, UT 84532

LEGAL DESCRIPTION:

Township 24 South, Range 20 East, SLB&MSection 35: Within the W $\frac{1}{2}$, as follows:

Beginning at a corner on the south line of the NW1/4 SW1/4 Section 35 and the easterly R-O-W of U.S. Highway 191, said corner bears with the section line N 0°03'W 1319.5 ft. thence East 682.4 ft. from the SW corner Section 35, T24S, R20E, SLM, and proceeding thence East 637.1 ft. to the SE corner of the NW1/4 SW1/4 said Section 35, thence N 0°02'W 1319.9 ft. to the center-west 1/16 corner to said Section 35, thence with the east line of the SW1/4NW1/4 said Section 35 N 0°02'W 694.8 ft. to a corner, thence with the Westerly line of a pipeline easement the following three courses: S 22°50'E 149.3 ft. to a corner, thence S 8°39'E 1375.6 ft. to a corner, thence S 11°53'E 732.7 ft., thence with a line 200 ft. distant southerly of the south line of NW1/4 SW1/4 said Section 35 West 936.1 ft. to a corner on the easterly R-O-W of U.S. Highway 191, thence with said R-O-W N 29°57'W 230.8 ft. to the point of beginning and containing 13.36 acres, more or less.

Bearings are based on the West Line SW1/4 Section 35 (Bearing of Record=N 0°03'W).

ACRES: 13.36, m/l

COUNTY: Grand

FUND: School

Upon the issuance of Patent No. 20093, Trust Lands recorded an Easement with Grand County (Pre-Designation No. 647) granting the State of Utah the right to an access and utility easement on the lands as follows:

Township 24 South, Range 20 East, SLB&M

Section 35: within more particularly described as follows:

A 66.0 ft. wide access and utility easement, 33.0 ft. each side of the following described centerline in Section 35, T24S, R20E, SLM, Grand County, UT:

Beginning at a point on the Easterly Right of Way of U.S. Hwy. 191, said point bears S 27°18'E 1423.2 ft. from the West 1/4 corner Section 35, T24S, R20E, SLM, and proceeding thence with said centerline of easement along the arc of a 189.5 ft. radius curve to the right 248.7 ft. (Said curve has a chord which bears S 79°02'E 231.3 ft.), thence S 41°25'E 169.6 ft, thence along the arc of a 236.1 ft. radius curve to the right 96.2 ft. (said curve has a chord which bears S 29°44'E 95.6 ft.) to a point 200.0 ft. distant southerly from the South line NW1/4 SW1/4 said Section 35, said point being the terminus of this centerline description.

Containing 0.50 acres more or less.

This item was submitted by Ms. Brigid Carney for record-keeping purposes.

DEVELOPMENT ACTIONS

EASEMENT AGREEMENT (ESMT 1377)

THE FOLLOWING EASEMENT WAS GRANTED TO WASHINGTON CITY:

PROJECT:	Coral Canyon
PROJECT CODE:	SUNCR 000 00
PROJECT MANAGER:	Doug Buchi
FUND:	Utah State University
DATE OF EASEMENT:	April 23, 2008
TERM:	Perpetual

GRANTEE:

Washington City
111 North 100 East
Washington, Utah 84780

DESCRIPTION OF TRANSACTION:

This Easement is granted to Washington City for the construction, operation, inspection, repair, and maintenance of a publicly-used non-motorized trail in and along any portion of the real property. This real property is located within the lease boundaries of the Coral Canyon Development Lease with SunCor Utah, Inc. (DEVL 610) and the easement is granted at the request of SunCor Utah. The Lease requires the Trust to grant reasonable easements to facilitate the generation of revenue through lot and parcel sales on the leased lands, in which the Trust participates. The trail that will be constructed along the easement connects the Coral Canyon internal trail system to the rest of the Washington County trail system.

LEGAL DESCRIPTION:

Township 42 South, Range 14 West, SLB&M
Section 18: Within, as follows:

SUNCOR NORTH

A 20 FOOT WIDE PERPETUAL TRAIL EASEMENT; 10 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT LYING NORTH 90°00'00" EAST 2130.58 FEET AND NORTH 00°52'59" EAST 1937.16 FEET FROM THE SOUTHWEST CORNER OF SECTION 18, T42S, R14W, S.L.B.&M.; TO A POINT ON THE ARC OF A 90.00 FOOT RADIUS CURVE TO THE RIGHT 61.98 FEET (CHORD BEARS N20°25'25"E 60.76'); THENCE N40°09'05"E 94.42 FEET; THENCE AROUND A 90.00 FOOT RADIUS CURVE TO THE LEFT 37.72 FEET (CHORD BEARS N28°08'45"E 37.44'); THENCE N16°08'25"E 228.76 FEET; THENCE AROUND A 181.04 FOOT RADIUS CURVE TO THE LEFT 16.07 FEET (CHORD BEARS N13°35'53"E 16.06'); THENCE N11°03'21"E 98.46 FEET; THENCE AROUND A 126.84 FOOT RADIUS CURVE TO THE RIGHT 29.04 FEET (CHORD BEARS N17°36'55"E 28.98'); THENCE N24°10'29"E 82.08 FEET TO A POINT OF TERMINUS.

Containing approximately 0.29 acres.

Excepting a six foot wide corridor three feet on either side of the described center line that has been reserved to the United States in Utah Clear List 100 (UTU-81092) recorded under Number 20060021645 on May 24, 2006.
Containing approximately 0.09 acres.

EASEMENT AGREEMENT (ESMT 1377) (CONTINUED)**SUNCOR SOUTH**

A 20 FOOT WIDE PERPETUAL TRAIL EASEMENT; 10 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, AS WELL AS A 40 FOOT WIDE TEMPORARY CONSTRUCTION EASEMENT; 20 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: BEGINNING AT A POINT ON THE WEST LINE OF SECTION 18, T42S, R14W, S.L.B.&M., SAID POINT BEING N00°12'52"E ALONG THE WEST SECTION LINE, 460.30 FEET FROM THE SOUTHWEST CORNER OF SECTION 18; THENCE N80°20'43"E 4.09 FEET; THENCE AROUND A 200.00 FOOT RADIUS CURVE TO THE LEFT 33.23 FEET (CHORD BEARS N85°05'17"E 33.19'); THENCE N89°51'11"E 86.05 FEET; THENCE AROUND A 300.00 FOOT RADIUS CURVE TO THE LEFT 26.97 FEET (CHORD BEARS N87°34'23"E 26.96'); THENCE N85°00'55"E 6.73 FEET; THENCE AROUND A 291.29 FOOT RADIUS CURVE TO THE RIGHT 117.55 FEET (CHORD BEARS S83°26'27"E 116.75'); THENCE S71°52'47"E 38.67 FEET; THENCE AROUND A 200.00 FOOT RADIUS CURVE TO THE LEFT 18.80 FEET (CHORD BEARS N74°34'32"E 18.79'); THENCE S77°15'55"E 102.14 FEET; THENCE AROUND A 500.00 FOOT RADIUS CURVE TO THE LEFT 38.71 FEET (CHORD BEARS S79°29'04"E 38.70'); THENCE S81°42'01"E 77.69 FEET; THENCE AROUND A 227.41 FOOT RADIUS CURVE TO THE LEFT 81.18 FEET (CHORD BEARS N88°04'20"E 80.75'); THENCE N77°51'03"E 27.66 FEET; THENCE AROUND A 100.00 FOOT RADIUS CURVE TO THE LEFT 44.45 FEET (CHORD BEARS N65°06'41"E 44.09'); THENCE N52°22'34"E 44.55 FEET; THENCE AROUND A 110.69 FOOT RADIUS CURVE TO THE RIGHT 54.43 FEET (CHORD BEARS N66°27'44"E 53.88'); THENCE N80°32'55"E 26.91 FEET; THENCE AROUND A 90.00 FOOT RADIUS CURVE TO THE LEFT 41.17 FEET (CHORD BEARS N67°26'49"E 40.81) TO A POINT OF TERMINUS. THENCE N54°20'24"E 46.03 FEET; THENCE AROUND A 90.00 FOOT RADIUS CURVE TO THE RIGHT 26.58 FEET (CHORD BEARS N62°47'42"E 26.48') THENCE N71°15'31"E 4.88 FEET.

Perpetual easement containing approximately 0.437 acres.

Temporary easement containing approximately 0.873 acres.

Excepting a six foot wide corridor three feet on either side of the described center line that has been reserved to the United States in Utah Clear List 99 (UTU-79242) recorded under Number 00926632 in Book 1713, Pages 0566 – 0569 on February 11, 2005, in the Washington County Records. Containing 0.131 acres more or less.

NUMBER OF ACRES BY COUNTY: 0.94 acres - Washington County

NUMBER OF ACRES BY FUND: 0.94 acres - Utah State University

Upon recommendation of Alexa Wilson, the Director approved this Easement.

ACTIONS CONTAINING FEE WAIVERS

RIGHT OF ENTRY N O. 5144 (LICENSE AGREEMENT)

On April 22, 2008, the School and Institutional Trust Lands Administration received an application from Grand County Council, 125 East Center Street, Moab, UT 84532, to occupy the following described trust land located within Grand County to conduct the 4th of July fireworks display:

T26S, R22E, SLB&M

Sec. 6: N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Within)

As the subject property is already leased, this right of entry is a license agreement between the Trust Lands Administration, LB Moab Land, LLC (Lessee under SULA 702), and the Grand County Council. This right of entry will allow the licensee to enter the lease area from 8:00 a.m. on July 3, 2008, until 5:00 p.m. on July 5, 2008, when the permit will automatically terminate. The fee for this right of entry, in the amount of \$300.00, has been waived. Grand County. School Fund. Expiration date: July 5, 2008.

Upon recommendation of Ms. Jeanine Kleinke, the Director approved Right of Entry No. 5144 and the fee waiver in the amount of \$300.00.